

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

NOV 15 1999

FILED

STATE OF NEBRASKA)	
DEPARTMENT OF INSURANCE,)	
)	FINDINGS OF FACT,
PETITIONER,)	CONCLUSIONS OF LAW,
)	RECOMMENDED ORDER AND
VS.)	ORDER
)	
KARLA STORY,)	
)	CAUSE NO. A-1386
RESPONDENT.)	
)	

This matter came on for hearing on the 9th day of November 1999, before Eric Dunning a hearing officer duly appointed by the Director of the Nebraska Department of Insurance. The Nebraska Department of Insurance ("Department") was represented by its attorney, Linda Sanchez-Masi. Karla Story ("Respondent") was not present and was not represented by an attorney. The proceedings were tape recorded by Stacey Bellefeuille, a licensed Notary Public. Evidence was introduced, and the matter was taken under advisement. As a result of the hearing, the hearing officer makes the following Findings of Fact, Conclusions of Law, and Recommended Order.

FINDINGS OF FACT

1. Respondent is a licensed resident Nebraska insurance agent as evidenced by Exhibit 6 whose current registered home address with the Department is 15320 Wycliffe Drive, #17, Omaha, Nebraska 68154. Respondent's resident insurance agent license was suspended pursuant to the order of the Director of Insurance in Department of Insurance Cause Number A-1377 pending payment of an administrative penalty and response to Department correspondence as evidenced by Exhibit 4. Respondent's current address as set forth in the Findings of Fact in Exhibit 4 is 13716 Harrison Plaza, #523, Omaha, NE 68137, or 13716 Harrison Plaza, #4523, Omaha, NE 68137.

2. The Department is the agency of the State of Nebraska charged with licensing insurance agents and brokers.

3. The Petition and Notice of Hearing were served upon the Respondent by mailing the same by certified mail, return receipt requested. The Petition and Notice of Hearing with the return receipt was returned to the Department on October 25, 1999 showing a delivery date of October 22, 1999, as evidenced by Exhibit 5.

4. The Respondent failed to pay the administrative penalty ordered by the Director of Insurance in the Order in Cause No. A-1377, as evidenced by the lack of payment validation on the certified copy of such order, as evidenced by Exhibit 4.

CONCLUSIONS OF LAW

1. The Department has jurisdiction and control over the licensing of Respondent to sell insurance in the State of Nebraska pursuant to Neb.Rev.Stat. §44-101.01 and §44-4001 et seq.

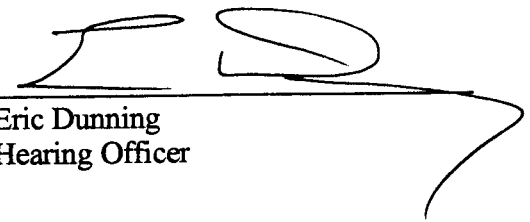
2. The Department has personal jurisdiction over Respondent.

3. The Respondent violated Neb.Rev.Stat. §44-4028 (11) by failing to comply with the Order issued by the Director of Insurance in Cause No. A-1377.

RECOMMENDED ORDER

Based on the Findings of Fact and Conclusions of Law, it is recommended that Respondent's insurance agent's license be revoked. Dated this 10th day of November 1999.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



Eric Dunning
Hearing Officer

CERTIFICATE OF ADOPTION

I have reviewed the foregoing Findings of Fact, Conclusions of Law, and Recommended Order and hereby certify that the Recommended Order is adopted as the official and final Order of this Department in the matter of State of Nebraska Department of Insurance v. Karla Story, Cause No. A-1386.

Dated this 15th day of November 1999.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



L. TIM WAGNER
Director of Insurance

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Findings of Fact, Conclusions of Law, Recommended Order, and Order was served upon the Respondent by mailing a copy to Respondent at 13716 Harrison Plaza, #523, Omaha, NE 68137, and 13716 Harrison Plaza, #4523, Omaha, NE 68137 by certified mail, return receipt requested, and by first class United States mail, postage prepaid, on this 15th day of November, 1999.


Stacy Bellefeuille